

Michael McLaughlin

From: Turner, Todd M. <TMTurner@co.pg.md.us>
Sent: Thursday, January 21, 2016 2:28 PM
To: Michael McLaughlin; Bumbry, Tomeka C.
Cc: Celia Craze; Terri Hruby; David Moran; Edward Putens; Emmett Jordan; Judith Davis; Konrad Herling; Leta Mach; Ed Putens (Work); Rodney Roberts; Silke Pope
Subject: RE: PG/MC 110 & 111-2016

Mike et al -

Just wanted to get back to you on this. Sorry for the delay.

Council has not yet reviewed or taken a position on PG/MC 110 yet.

PG/MC 111-16 is the County Council sponsored bill to restore the District Council's authority to review and change Planning Board decisions on certain land use matters that we spoke about at the Legislative dinner last month. As you note, the Court of Appeals decision in *Zimmer*, the District Council now would only have appellate jurisdiction (meaning we could only overturn/change a Planning Board decision under a higher standard of review which would be generally hard to meet – which was commented on by your City Attorney at the Legislative dinner). I guess a case in point might be Greenbelt Station (absent the current City agreement being in place), if the City did not agree with the Planning Board decision and appealed, the District Council's hands would be severely tied about changing or addressing the City's concerns if not addressed by the Planning Board. The ultimate question is whether you want the elected or appointed body to have the final say on land-use decisions. I hope the City Council would want the authority, particularly if it was in the context of the City eventually have some land-use authority, than the Advisory Planning Board. I would request that the City not take a position at this time until we can answer several of the questions you posed & to that the matter be considered in Annapolis. I think an opposed position might hurt chances for a fuller discussion and hopeful consensus on municipal authority during our Zoning Rewrite process and beyond.

Hope that helps. Feel free to call or email if you need more information.

Todd

Hon. Todd M. Turner

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parts of Lanham-Seabrook, Mitchellville & Upper Marlboro.*

From: Michael McLaughlin [<mailto:mmclaughlin@greenbeltmd.gov>]

Sent: Wednesday, January 13, 2016 10:02 AM

To: Turner, Todd M.; Bumbry, Tomeka C.

Cc: Celia Craze; Terri Hruby; David Moran; Edward Putens; Emmett Jordan; Judith Davis; Konrad Herling; Leta Mach; Ed

Putens (Work); Rodney Roberts; Silke Pope
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Council member Turner

Attached is a draft staff memo on two pre-filed bills – PG/MC110 and 111. There are concerns about each of the bills. I recall that you had mentioned PG/MC 111 at the legislative dinner and urged support for it. These bills will likely be on the City Council's agenda on January 25 for consideration and action. If you have information to share on these bills, please forward. You are also most welcome to attend the January 25 meeting.

Thanks
Mike

Michael McLaughlin
City Manager
City of Greenbelt
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